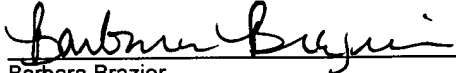


**CERTIFICATE OF MAILING**

I hereby certify that this **RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)** is being deposited with the United States Postal Service as first class mail in an envelope addressed to: MAIL STOP PCT, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 13<sup>th</sup> day of December, 2006.

  
Barbara Brazier

PATENT  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S) : Pisczak, et al.  
FOR : **FIBER TO THE HOME DEMARCATION ENCLOSURE**  
SERIAL NO. : 10/574,861  
INTERNATIONAL FILING DATE : 06 October 2004  
EXAMINER : Unknown  
ART UNIT : Unknown  
CONFIRMATION NO. : 5525  
ATTORNEY DOCKET NO. : PREZ 2 00457

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS  
UNDER 35 U.S.C. 371 IN THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)**

**MAIL STOP PCT**  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450  
Attn.: RO/US

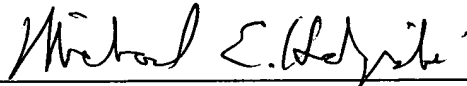
Dear Sir:

Responsive to the Notification of Missing Requirements (copy attached hereto) mailed December 5, 2006, Applicant(s) submit(s) an executed Declaration and Power of Attorney.

The \$130.00 fee in payment of the surcharge required for filing the Declaration later than the filing date of the application is authorized to be charged to a credit card. The appropriate form PTO-2038 is enclosed for this purpose. If the credit card is unable to be charged, please charge any and all fees or credit any overpayment to Deposit Account No. 06-0308.

Respectfully submitted,

FAY, SHARPE, FAGAN,  
MINNICH & McKEE, LLP



Michael E. Hudzinski, Reg. No. 34,185  
Karl W. Hauber, Reg. No. 52,999  
1100 Superior Avenue  
Seventh Floor  
Cleveland, OH 44114-2579  
216-861-5582

12 DEC 06

Date

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01 FC:1617 130.00 DP

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DEC 08 2006



## UNITED STATES PATENT AND TRADEMARK OFFICE

FAY, SHARPE, FAGAN  
 MINNICH & MCKEE  
 UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/574,861	FIRST NAMED APPLICANT Philip J. Piszczak	ATTY. DOCKET NO. PREZ 2 00457
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Michael E Hudzinski  
 Fay Sharpe Fagan Minnich & McKee  
 1100 Superior Avenue  
 Seventh Floor  
 Cleveland, OH 44114-2579

INTERNATIONAL APPLICATION NO. PCT/US04/32925	
LA. FILING DATE 10/06/2004	PRIORITY DATE 10/06/2003

CONFIRMATION NO. 5525  
 371 FORMALITIES LETTER



\*OC000000021462231\*

Date Mailed: 12/05/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/06/2006
- Copy of the International Search Report filed on 04/06/2006
- Preliminary Amendments filed on 04/06/2006
- Information Disclosure Statements filed on 04/06/2006
- Request for Immediate Examination filed on 04/06/2006
- U.S. Basic National Fees filed on 04/06/2006
- Priority Documents filed on 04/06/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

DOCKETED

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

ANITA D JOHNSON

Telephone: (703) 308-9140 EXT 226

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/574,861	PCT/US04/32925	PREZ 2 00457